

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

FEDERAL HOUSING FINANCE AGENCY,
etc.,

Plaintiff,

v.

HSBC NORTH AMERICA HOLDINGS,
INC., *et al.*,

Defendants.

x : 11 Civ. 6189 (DLC)

: **PLAINTIFF'S RESPONSE TO THE
HSBC DEFENDANTS' RULE 56.1
STATEMENT OF MATERIAL
FACTS ON MOTION FOR
SUMMARY JUDGMENT ON THE
STATUTES OF REPOSE**

x

Pursuant to Civil Rule 56.1 of the Local Rules of Civil Procedure for the Southern District of New York, Plaintiff Federal Housing Finance Agency (“FHFA”), as Conservator for the Federal National Mortgage Association (“Fannie Mae”) and the Federal Home Loan Mortgage Corporation (“Freddie Mac” and, together with Fannie Mae, the “GSEs”), respectfully submits the following Response to the HSBC Defendants’ Rule 56.1 Statement of Material Facts on Motion for Summary Judgment on the Statutes of Repose.

I. THE GSES’ PURCHASE OF THE HSBC CERTIFICATES

1. For the purposes of this motion only, and without waiving its right to later contest the facts alleged in this paragraph, FHFA does not dispute the facts alleged in this paragraph.
2. For the purposes of this motion only, and without waiving its right to later contest the facts alleged in this paragraph, FHFA does not dispute the facts alleged in this paragraph.
3. For the purposes of this motion only, and without waiving its right to later contest the facts alleged in this paragraph, FHFA does not dispute the facts alleged in this paragraph.
4. For the purposes of this motion only, and without waiving its right to later contest the facts alleged in this paragraph, FHFA does not dispute the facts alleged in this paragraph.
5. For the purposes of this motion only, and without waiving its right to later contest the facts alleged in this paragraph, FHFA does not dispute the facts alleged in this paragraph.
6. For the purposes of this motion only, and without waiving its right to later contest the facts alleged in this paragraph, FHFA does not dispute the facts alleged in this paragraph.
7. For the purposes of this motion only, and without waiving its right to later contest the facts alleged in this paragraph, FHFA does not dispute the facts alleged in this paragraph.
8. For the purposes of this motion only, and without waiving its right to later contest the facts alleged in this paragraph, FHFA does not dispute the facts alleged in this paragraph.

9. For the purposes of this motion only, and without waiving its right to later contest the facts alleged in this paragraph, FHFA does not dispute the facts alleged in this paragraph.

10. For the purposes of this motion only, and without waiving its right to later contest the facts alleged in this paragraph, FHFA does not dispute the facts alleged in this paragraph.

11. For the purposes of this motion only, and without waiving its right to later contest the facts alleged in this paragraph, FHFA does not dispute the facts alleged in this paragraph.

12. For the purposes of this motion only, and without waiving its right to later contest the facts alleged in this paragraph, FHFA does not dispute the facts alleged in this paragraph.

13. For the purposes of this motion only, and without waiving its right to later contest the facts alleged in this paragraph, FHFA does not dispute the facts alleged in this paragraph.

14. For the purposes of this motion only, and without waiving its right to later contest the facts alleged in this paragraph, FHFA does not dispute the facts alleged in this paragraph.

15. For the purposes of this motion only, and without waiving its right to later contest the facts alleged in this paragraph, FHFA does not dispute the facts alleged in this paragraph.

16. For the purposes of this motion only, and without waiving its right to later contest the facts alleged in this paragraph, FHFA does not dispute the facts alleged in this paragraph.

17. For the purposes of this motion only, and without waiving its right to later contest the facts alleged in this paragraph, FHFA does not dispute the facts alleged in this paragraph.

18. For the purposes of this motion only, and without waiving its right to later contest the facts alleged in this paragraph, FHFA does not dispute the facts alleged in this paragraph.

19. For the purposes of this motion only, and without waiving its right to later contest the facts alleged in this paragraph, FHFA does not dispute the facts alleged in this paragraph.

II. FHFA'S LAWSUIT AGAINST HSBC

20. For the purposes of this motion only, and without waiving its right to later contest the facts alleged in this paragraph, FHFA does not dispute the facts alleged in this paragraph.

21. For the purposes of this motion only, and without waiving its right to later contest the facts alleged in this paragraph, FHFA does not dispute the facts alleged in this paragraph.

22. For the purposes of this motion only, and without waiving its right to later contest the facts alleged in this paragraph, FHFA does not dispute the facts alleged in this paragraph.

23. For the purposes of this motion only, and without waiving its right to later contest the facts alleged in this paragraph, FHFA does not dispute the facts alleged in this paragraph.

Respectfully submitted,

DATED: New York, New York
July 9, 2014

By: /s/ Philippe Z. Selendy

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